

**(1) First and Final Accounting and Report of Status Administration and Petition  
 Thereof and (2) for Final Distribution**

<b>DOD: 8/5/2001</b>	<b>VICTOR W. SIDERS</b> , Administrator with Will Annexed, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 4/16/14. Minute order states no appearances. The Court orders Gilbert Zavala to be personally present on 5/21/14.</b>  <b>Copy of minute order and examiner notes mailed to Gilbert Zavala on 4/17/14.</b>  <b>As of 5/16/14 the following issues remain.</b>  <b>Need Amended First and Final Account based on the following:</b>  1. Accounting does not comply with Probate Code §1060 et seq.  2. Inventory and appraisal was not signed by the probate referee and does not include any property. Attached to the inventory and appraisal is a summary of account that does not comply with Probate Code §1060.  3. Need Notice of Hearing.  4. Need proof of service of the Notice of Hearing on Brian L. Fox pursuant to his Request for Special Notice filed on 3/10/03.
	Account period: 3/21/03 – 12/8/13	
<b>Cont. from 041614</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: KT</b>
		<b>Reviewed on: 5/16/14</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 1 – Siders</b>

**(1) First and Final Report of Administration, and Petition for Final Settlement, and  
(2) for Final Distribution, Accounting Waived**

<b>DOD: 9-19-03</b>			<p><b>HUBERT DONNY</b>, Co-Executor with full IAEA without bond, are Petitioners.</p> <p>Petitioner states co-Executor Robert Donnie died January 8, 2008.</p> <p>I &amp; A filed 10/21/2004 indicates a total estate value of \$225,000.00 consisting of real property located on Van Ness in Fresno.</p> <p>POH: \$0</p> <p>Co-Executor (Statutory): Waives</p> <p>Attorney (Statutory): \$7,500.00</p> <p>Costs: \$775.00 (filing, publication, appraisal, certified copies)</p> <p>Petitioner states the real property was sold during administration. At this time, there is no cash balance of the estate subject to distribution by the Court.</p> <p><b>Petitioner prays for an order as follows:</b></p> <ol style="list-style-type: none"> <li>1. Ratifying, confirming and approving the acts and transactions of the Co-Executors;</li> <li>2. That the estate be closed;</li> <li>3. That the account be settled, allowed and approved;</li> <li>4. Distribution of estate not now known or discovered to the persons entitled thereto;</li> <li>5. Petitioner waives statutory compensation;</li> <li>6. Authorizing payment of the statutory attorney compensation and costs; and</li> <li>7. For all other proper orders.</li> </ol>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. The heirs of the estate were Co-Executors Hubert Donny and Robert Donny. Robert Donny died in 2008. The petition states the real property was sold, but does not indicated how the proceeds were distribute. The Court may require clarification as to how the proceeds were distributed.</li> <li>2. Petitioner requests the Court ratify and approve the acts and transactions of the Co-Executors; however, it appears the estate was distributed without Court authorization in violation of Probate Code, and then abandoned, requiring status hearing to be set by the Court for closure 10 years later. The Court may strike language ratifying such acts from the order.</li> <li>3. Attorney Renge requests the full amount of statutory fees and reimbursement for costs based on the I&amp;A. However, the petition does not provide an explanation for failure to timely close the estate. Examiner notes that there had been no activity in the estate between filing the Inventory and Appraisal on 10-21-04 and the status hearing set by the Court in November 2013 – over 9 years – even though the property was apparently sold and proceeds distributed in violation of Probate Code requiring petition and order. Pursuant to Probate Code §12205, the Court may reduce compensation.</li> </ol>
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
✓	<b>Inventory</b>			
✓	<b>PTC</b>			
✓	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>	W		
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
✓	<b>Letters</b>			
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
✓	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
N/A	<b>FTB Notice</b>			

**Petition for Appointment of Successor Personal Representative and for Issuance of Letters Testamentary**

<b>DOD: 4-17-03</b>		<b>KEVIN WINGERT</b> , named alternate executor without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>ANNA WINGERT</b> , surviving spouse, was appointed Executor with Full IAEA without bond on 12-13-15.	<b>1. Petitioner did not use the mandatory Judicial Council form Petition for Probate DE-111.</b>  <b>2. Petitioner used the regular "Notice of Hearing" Form DE-120 instead of Form DE-121 "Notice of Petition to Administer Estate," which contains the language required by Probate Code §8100.</b>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	I&A filed 11-9-06 indicates a total estate value of \$6,000.00 (settlement proceeds).	
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>	Mrs. Wingert died on 12-14-06.	
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>	Petitioner requests appointment as executor without bond and that Letters Testamentary be issued to him with full IAEA.	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	Declaration of Attorney Rube states that upon appointment, Petitioner plans to file a Probate Code §12251.	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 5-16-14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 3 - Wingert</b>

<b>DOD: 10-11-04</b>		<p><b>MALKIA DILLARD</b>, Administrator with Full IAEA without bond, is Petitioner. Petitioner states she is the sole heir and waives accounting.</p> <p>I&amp;A: \$42,565.84 POH: \$0</p> <p>Administrator (Statutory): Waived Attorney (Statutory): Waived</p> <p>Petitioner states the creditor's claim in the amount of \$24.32 filed by the Revenue Reimbursement Division of the City of Fresno on 12-5-06 was paid from Petitioner's personal funds.</p> <p>Petitioner states all of the assets of the decedent were under \$43,000.00. The assets consisted of bank accounts and an investment account which were transferred prior to the decedent's death to either joint tenancy or solely in the name of a local attorney. One of those assets involved the sale by the attorney of stock which resulted in IRS assessing more than \$25,000.00 in taxes. As a result the IRS levied against the bank accounts of the decedent in 2006 after his death. The Administrator filed a lawsuit against said attorney which resulted in settlement and payment of the assets directly to Petitioner as the decedent's daughter (contents of a safe deposit box) in addition to a \$3,000.00 settlement. Receipt filed 11-3-08.</p> <p>Petitioner states during administration, counsel for petition was also able to obtain a full refund from the IRS in the approximate amount of \$29,000.00 on a levy mentioned above. The refund was paid directly to Petitioner as the sole heir by the IRS.</p> <p>Petitioner states the entire value of assets listed on the I&amp;A (\$42,565.84) was paid directly to Petitioner and an ex parte petition to terminate the probate was sought since no assets came into the estate, but it was denied.</p> <p><b>Petitioner requests that: 1) Administration be brought to a close without accounting; 2) All acts and proceedings of Petitioner as personal representative be confirmed and approved; 3) That the waiver of statutory attorney fees and commissions be approved; 4) That payment of the decedent's assets directly to Petitioner as a result of the lawsuit and IRS refund be approved; 5) That distribution of any other property not now known or discovered be made to Petitioner as sole survivor of the decedent; and 6) that any further orders be made as the Court considers proper.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 3-5-14</b></p> <p><b>See Page 2.</b></p>	
<b>Cont from 030514</b>				
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/>	<b>Verified</b>			
<input type="checkbox"/>	<b>Inventory</b>			
<input type="checkbox"/>	<b>PTC</b>			
<input type="checkbox"/>	<b>Not.Cred.</b>			
<input type="checkbox"/>	<b>Notice of Hrg</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Aff.Mail</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Aff.Pub.</b>			
<input type="checkbox"/>	<b>Sp.Ntc.</b>			
<input type="checkbox"/>	<b>Pers.Serv.</b>			
<input type="checkbox"/>	<b>Conf. Screen</b>			
<input checked="" type="checkbox"/>	<b>Letters</b>			
<input type="checkbox"/>	<b>Duties/Supp</b>			
<input type="checkbox"/>	<b>Objections</b>			
<input type="checkbox"/>	<b>Video Receipt</b>			
<input type="checkbox"/>	<b>CI Report</b>			
<input type="checkbox"/>	<b>9202</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Order</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Aff. Posting</b>			
<input type="checkbox"/>	<b>Status Rpt</b>			
<input type="checkbox"/>	<b>UCCJEA</b>			
<input type="checkbox"/>	<b>Citation</b>			
<input type="checkbox"/>	<b>FTB Notice</b>			

## NEEDS/PROBLEMS/COMMENTS:

1. The Court may also require clarification as to the Administrator's failure to close the estate within a reasonable time frame.
2. Although I&A includes total assets of \$42,565.84, Petitioner now states that no assets were received into the estate: The \$3,000.00 settlement, the \$29,000.00 IRS refund, and the contents of the safe deposit box were paid directly to the Petitioner. However, this does not account for the other assets inventoried (cash accounts totaling over \$10,000.00) and further appears to be an inappropriate and unauthorized distribution, since the estate was opened in order to pursue the assets, and once received, should have been received by the estate.

Need authority for receipt outside of the estate.

3. Regardless of what is on hand at the present time, the estate did recover assets that were distributed, appropriately or not, to the Petitioner as the sole heir. Therefore, the filing fee for this final petition of \$435 is due.
4. Receipt filed 11-3-08 indicates receipt of various personal property items that were not inventoried or valued, including jewelry, antique coins, other). Personal property must be appraised by the probate referee. Probate Code §8900 et seq.
5. Need proof of service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing pursuant to Probate Code §1252 and Request for Special Notice filed 12-8-06 on County of Fresno Revenue Reimbursement Division.
6. Petitioner States the creditor's claim of \$24.32 was paid from her own personal funds; however, no allowance was filed by the petitioner, and no withdrawal was filed by the claimant (County of Fresno).
7. ~~Petitioner does not address notice to the Director of Health Care Services pursuant to Probate Code §9202(a). If notice was required but not completed, continuance for proper notice and time for response is necessary. DHS has four months to respond.~~

Update: Notice of administration was sent to DHS on 3-7-14. Thereafter, DHS filed a Creditor's Claim for \$28,595.99 and a Request for Special Notice.

Therefore, need proof of service of Notice of Hearing on DHS with a copy of this petition at least 15 days prior to the hearing per Probate Code §1252.

8. Need order.

		<b>NEEDS/PROBLEMS/COMMENTS:</b>  confidential
Cont. from 012214, 030514		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: skc
Status Rpt		Reviewed on: 5-16-14
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 3B – Gainous

**4B**

Atty Barron, Richard B., sole practitioner of Visalia (for Petitioner Perine &amp; Dicken, Trustee)

**Petition of Trustee for Approval of Third Account Current, for Approval of Trustee's Fees and for Authorization to Compensate Counsel for the Trustee**

<b>Age: 51 years</b>	<b>PERINE &amp; DICKENS PROFESSIONAL FIDUCIARIES,</b> Trustee, is petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. <i>Proof of Service by Mail</i> of the Notice of Hearing filed 4/9/2014 shows notice to the Beneficiary was sent C/O <b>JANIE JIMENEZ</b> , sister and caregiver. Notice sent by mail must be mailed individually and directly to the person entitled to notice pursuant to CA Rule of Court 7.51(a)(1) and (2). Court may require direct notice to the Beneficiary, Josephine Diaz.
	<b>Account period: 2/1/2013 – 1/31/2014</b>		
<b>Cont. from</b>	Accounting - <b>\$140,077.99</b>		<p><b>Note:</b> Court will set Status Hearing as follows:</p> <ul style="list-style-type: none"> <li><b>Thursday, July 23, 2015</b> at 9:00 a.m. in Department 303, for the filing of the Fourth Account. </li></ul> <p>Pursuant to Local Rule 7.5 if the required document is filed 10 days prior to the above date, the status hearing will come off calendar and no appearance will be required. ~Please see additional page~</p>
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Beginning POH- <b>\$118,137.86</b>		
<input checked="" type="checkbox"/> <b>Verified</b>	Ending POH - <b>\$109,520.36</b> (\$12,343.29 is cash)		
<b>Inventory</b>			
<b>PTC</b>	Attorney - <b>\$4,061.50</b> (per itemization and declaration, for 26.1 hours @ \$225-235/hr.; includes \$86.00 costs.)		
<input checked="" type="checkbox"/> <b>Not.Cred.</b>			
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Trustees - <b>\$9,402.00</b> (\$264.00 due; \$9,138.00 already paid; Trustees are allowed to pay themselves for services rendered at \$120 per hour not to exceed \$1,500.00 per month; for 78.35 hours of service.)		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W/		
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>		Caregiver - <b>\$4,800.00 (paid)</b> (paid to Janie Jimenez @ \$400.00 per month for caregiver services.)	<p><b>Note:</b> Court will set Status Hearing as follows:</p> <ul style="list-style-type: none"> <li><b>Thursday, July 23, 2015</b> at 9:00 a.m. in Department 303, for the filing of the Fourth Account. </li></ul> <p>Pursuant to Local Rule 7.5 if the required document is filed 10 days prior to the above date, the status hearing will come off calendar and no appearance will be required. ~Please see additional page~</p>
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>		Bond - <b>\$152,000.00</b> (request reduction to \$150,000.00.)	
<b>Video Receipt</b>			
<b>CI Report</b>		<b>Petitioner states:</b>	
<input checked="" type="checkbox"/> <b>2620</b>		<ul style="list-style-type: none"> <li>Fiduciary Christopher Kennedy resigned from Perine &amp; Dicken (Trustee) effective 11/15/2013 and at that time resigned as Co-Trustee of the SNT; Petitioner requests the Court accept his resignation as Co-Trustee and discharge Mr. Kennedy upon the approval of the account;</li> <li>As of the closing of the date of accounting, the personal property of the estate had a total value of <b>\$109,520.36</b>; the Trustee estimates that income in the coming year will be <b>~\$22,000.00</b>;</li> <li>Bond should therefore be reduced to <b>[\$150,000.00]</b>.</li> </ul>	
<b>Aff. Posting</b>		~Please see additional page~	
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			

**Petitioner prays for an Order:**

1. Settling Trustee's Third Account and allowing, confirming and approving all acts and transactions set forth in the *Petition*;
2. Approving fees received by the Trustees through 1/3/2014, and authorizing the balance owed of **\$264.00**;
3. Authorizing Trustees to pay their attorneys the sum of **\$4,061.50** for attorney fees and costs advanced through 3/15/2014;
4. Accepting the resignation of Christopher Kennedy and discharging and exonerating him from further responsibility for the affairs of the Diaz SNT effective 11/15/2013.

**NEEDS/PROBLEMS/COMMENTS, continued:**

2. *Petition* states that on 1/10/2014 the Trustee used SNT funds to purchase a car to be used for transporting Beneficiary; that on 1/14/2014, Trustee entered into a written agreement (*copy attached as Exhibit B*) with Janie Jimenez and Joe Jimenez, sister and brother-in-law, formalizing their agreement to provide 24-hour care and supervision of Beneficiary in their home, as well as transportation of the Beneficiary for **\$400.00** per month; and that Mr. and Mrs. Jimenez are registered owners of the vehicle and the Trust is shown as lienholder. Petitioner states that the Trust defines special needs as "vehicles," thus the Trust permits Trust funds to be used for this purpose. Notwithstanding that the Trust includes vehicle in such definition, this type of significant expenditure is characterized as a distribution to the Beneficiary and is accounted for on the schedule of property on hand, and Court may require Trustees to seek prior Court approval for these types of purchases rather than the Trustees taking the action without direction and authority from the Court. It appears such expenditure should be discretionary for the Court's determination based upon Trustees providing the Court with adequate information regarding the purchase, such as three price quotes from automobile dealers and taking other such precautionary measures for limiting spending of SNT assets. Further, the *Care and Transportation Service Agreement* between the Trustees and Janie Jimenez and Joe Jimenez appears to be a contract for which the Trustees should have sought Court approval prior to entering, particularly given that pursuant to the agreement a monthly fee is paid to the Jimenez' from the Trust, the Trust pays for the vehicle insurance (title is held by the Jimenez'), and the agreement authorizes the Jimenez' to use the vehicle for their personal transportation when the vehicle is not needed for transport of the Beneficiary.



Atty Kruthers, Heather H. (for Public Administrator)  
 (1) First and Final Account and Report of Successor Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and for (3) Distribution

<b>DOD: 10-11-10</b>		<b>PUBLIC ADMINISTRATOR</b> , Successor Administrator with Full IAEA, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b> 1. This estate was originally opened with a fee waiver by Former Administrator Karla Dean. The following filing fees totaling \$830.00 are due prior to any distribution: - \$395 (initial petition filed 5-17-12) - \$435 (petition for distribution filed 3-25-13 by Karla Dean) 2. Intestate heir Mary Johnson was a minor in 2012 when the estate was opened. She signed her Assignment of Interest on 4-16-13. It is unclear if she had reached 18 by that time. If not, the Court may require a new assignment to be signed, or revised distribution. Need clarification. 3. Petitioner requests \$248.00 in extraordinary fees for preparation and filing the final estate tax return, and also requests \$500.00 for "Final Tax Preparation." Need clarification. 4. Petitioner does not include the filing fee of \$435 for this petition in the request or payment calculation for the heirs of \$5,985.50. If requested, that brings the closing costs to a total of \$7,250.50 (including the \$435 paid for this petition and the \$830 due per #1 above).
		Account period: 6-18-13 through 2-5-14	
	<b>Aff.Sub.Wit.</b>	Accounting: \$65,150.00	
✓	<b>Verified</b>	Beginning POH: \$65,150.00	
✓	<b>Inventory</b>	Ending POH: \$65,000.00 (residence)	
✓	<b>PTC</b>		
✓	<b>Not.Cred.</b>	Public Administrator (Statutory): \$2,606.00	
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	Final tax preparation: \$500.00	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>	Public Administrator (Extraordinary): \$248.00 (1 deputy hour @ \$96/hr plus 2 assistant hours @ \$76/hr for preparation and filing of final tax return)	
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
✓	<b>Letters</b>	Attorney (Statutory): \$2,606.00	
	<b>Duties/Supp</b>		
	<b>Objections</b>	Costs: \$25.50 (filing, certified Letters)	
	<b>Video Receipt</b>	In order to allow the beneficiaries to keep the house, they have agreed to pay the above fees totaling \$5,985.50.	
	<b>CI Report</b>		
✓	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>	<b>Distribution pursuant to intestate succession and Assignments of Interest filed by heirs Hanna Johnson and Mary Johnson (See #2):</b>	
	<b>UCCJEA</b>	Karla Dean: A 25% undivided interest in the real property	
	<b>Citation</b>	Roger Dean: A 25% undivided interest in the real property	
✓	<b>FTB Notice</b>	Julia Dean: A 25% undivided interest in the real property	
		Holly Jo Johnson: A 25% undivided interest in the real property	
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 5-16-14
			<b>Updates:</b>
			<b>Recommendation:</b>
			File 6 - Johnson

**Second Amended First Account and Report of Conservators; Petition for Allowance of Fees to Attorney for Conservators**

<b>Age: 41 years</b>		<b>MANUEL CHAVEZ</b> , father, and <b>SUSAN CHAVEZ-LEON</b> , sister, Co-Conservators of the Person and Estate, are Petitioners.  <b>Account period: 12/19/12 - 11/30/13</b>  Accounting - <b>\$309,801.00</b> Beginning POH - <b>\$241,633.00</b> Ending POH - <b>\$230,127.00</b> (\$8,127.00 is cash)  Conservator - <b>not requested</b>  Attorney - <b>\$7,950.00</b> (per declaration and itemization, for 25.00 hours (reduced from 36.90 hours) @ \$265.00 per hour;)  Costs - <b>\$1,035.00</b> (filing fees, process service fee; certified copies)  Bond - <b>\$201,850.00</b> (sufficient)  <b>Petitioner prays for an order:</b> 1. Approving, allowing, and settling the [First] Account and acts of Co-Conservators; and 2. Authorizing the Attorney fees and costs advanced to the Conservatorship during the accounting period; and 3. Finding that the Conservatee is not able to complete an affidavit of voter registration and is not entitled to vote.  <b>Court Investigator Charlotte Bien's Report filed 9/10/2013 recommends the conservatorship continue as is.</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Problems include but are not limited to:</b>  1. All amounts listed in the accounting and on the inventory are rounded off. The accounting must include the actual amounts.  2. Corrected Inventory and Appraisal filed on 4/15/14 does not include attachment 2. The property listed on attachment 1 totals \$18,534 and not \$33,621 as listed. Therefore the total for the corrected inventory and appraisal is not \$255,621.  3. Statement of Cash Assets at the beginning of the account lists assets totaling \$19,633. The assets at the beginning of the account period should be the same as listed on the corrected inventory and appraisal.  <p align="center"><b>Please see additional page</b></p>
<b>Cont. from</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/> <b>Verified</b>			
<input type="checkbox"/> <b>Inventory</b>			
<input type="checkbox"/> <b>PTC</b>			
<input type="checkbox"/> <b>Not.Cred.</b>			
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>			
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W/		
<input type="checkbox"/> <b>Aff.Pub.</b>			
<input type="checkbox"/> <b>Sp.Ntc.</b>			
<input type="checkbox"/> <b>Pers.Serv.</b>			
<input type="checkbox"/> <b>Conf. Screen</b>			
<input type="checkbox"/> <b>Letters</b>			
<input type="checkbox"/> <b>Duties/Supp</b>			
<input type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>			
<input type="checkbox"/> <b>CI Report</b>			
<input type="checkbox"/> <b>2620</b>	X		
<input type="checkbox"/> <b>Order</b>	X		
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			

4. *Schedule C, Disbursements*, contains entry on 6/15/2013 for attorney's fees of **\$5,971.00** to Lance Armo for costs of suit against **HOLLY BILLINGS** for default on loan. Court may require further information regarding the nature and character of the loan, and justification for these attorney's fees having been paid from the Conservatorship estate in contravention of Probate Code § 2647, which provides that no attorney fees may be paid from the estate of the Conservatee without prior Court order. The estate of the Conservatee is not obligated to pay attorney fees established by any engagement agreement or other contract until it has been approved by the Court. *[Note: Schedule A, Receipts shows entry dated 6/15/2013 for receipt of \$9,168.00 in proceeds from collection of judgment against Holly Billings for loan default, resulting in receipt of \$3,197.00.]*
5. Disbursement schedule includes **\$781.00** for dining out from 12/1/12 – 11/30/13. Disbursement must include the nature and purpose of each item and should not be listed as a lump sum.
6. Disbursement schedule includes a payment of **\$608.00** on 1/30/13 to AT&T. Court may require clarification for this large payment.
7. Petition asks for attorney fees totaling **\$7,950.00**. Attorney fees appear to include duplication of work by the attorney and the paralegal. For instance billing statement includes time for the attorney to prepare all the pleadings and also for the paralegal to prepare all the pleadings. The billing statement includes .30 hours (\$74.50) for the attorney to prepare the Duties of Conservator. In addition the billing statement also includes paralegal time of .20 (\$5.00) to prepare the same form. The only thing that needs to be prepared on the Duties of Conservator form is the case name and case number. The billing statement also includes time to prepare a Petition for Exclusive Authority to Give Medical Treatment that was filed at the same time as the Petition for Appointment of Conservator. This was an unnecessary petition in that the request can be made in Petition for Appointment of Conservator. The fees also include time for the preparation of the amended petition.
8. Need care facility statements for Sierra Vista Skilled Nursing Facility. Probate Code § 2620(c)(5).
9. Need Order.

**Note:** Court will set status hearing as follows:

- **Wednesday, January 28, 2015 at 9:00 a.m. in Dept. 303** for the next accounting.

Pursuant Local Rule 7.5, if the document noted above is filed 10 days prior to the date listed, the hearing will be taken off calendar and no appearance will be required.



<b>DOD: 5-1-13</b>		<b>SPECIAL ADMINISTRATION EXPIRES 10-30-14</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<p><b>ERIC SCHLOEN</b>, Special Administrator, is Petitioner.</p> <p>Petitioner states in the petition for probate originally filed on 10-25-13, it was alleged that the value of the assets of decedent subject to probate administration was nothing (\$0.00). Petitioner has diligently searched for assets but has not discovered any property of any kind belonging to the decedent and in fact at all times prior to filing to the present, the estate has been insolvent.</p> <p>There are no costs, expenses or premiums on surety bonds incurred during administration including but not limited to funeral expenses and attorneys' fees.</p> <p>No requests for special notice have been filed. Consistent with Probate Code §9202, written notice was given to DHS and FTB.</p> <p>The Special Administrator has concluded the reason and purpose of this estate and so there is no longer any need for continued administration. Medi-Cal eligibility has been established.</p> <p><b>Petitioner prays:</b></p> <ol style="list-style-type: none"> <li>1. For an order terminating further proceedings for the administration of the estate;</li> <li>2. For an order discharging petitioner as personal representative of the estate;</li> <li>3. For such further orders as the Court may deem proper.</li> </ol>		
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
N/A	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>			W
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
✓	<b>Letters</b>			
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
✓	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
✓	<b>FTB Notice</b>			

<b>Reviewed by:</b> skc
<b>Reviewed on:</b> 5-19-14
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 9 - Chambers</b>

Amended Petition for Appointment of Probate Conservator of the Person and Estate

		<b>TEMP (PERSON ONLY) EXPIRES 5-15-14</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>BRYAN SNAVELLY and BRAD SNAVELLY</b> , sons, are Petitioners, and request appointment as Co-Conservators of the Person and Estate with bond set at \$712,848.00.	<b>Court Investigator advised rights on 3-4-14.</b>
<b>Cont from 040914</b>		<b>Capacity Declaration of Don H. Gaede, M.D. filed 03/03/2014.</b>	<b>Note: If the petition is granted status hearings will be set as follows:</b>
<input type="checkbox"/>	Aff.Sub.Wit.	<b><u>Voting rights NOT affected.</u></b>	<b>• Thurs 7-10-14 at 9:00a.m. in Dept. 303</b> for the filing of the bond <b>and</b>
<input checked="" type="checkbox"/>	Verified	<b><u>Estimated value of the Estate:</u></b> Personal property - \$550,000.00 Annual income - \$95,400.00 Real property - \$1,500,000.00	<b>• Thurs 10-9-14 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <b>and</b>
<input type="checkbox"/>	Inventory	<b>Petitioners state</b> they have been informed by the proposed conservatee's primary care physician that the proposed conservatee suffers from dementia. His house smells of rodent feces and urine. Food in the refrigerator and freezer is beyond expiration dates. He stores tools with sharp edges and blades in the house. The proposed conservatee cannot care for himself, prepare meals and maintain his residence in a clean and safe condition.	<b>• Thurs 10-8-15 at 9:00a.m. in Dept. 303</b> for the filing of the first account.
<input type="checkbox"/>	PTC	The proposed conservatee attempts to pay his bills, but places written checks with statement and does not mail payment. P.G.&E is threatening to shut off power because of unpaid bills. He makes impulsive purchases when watching television and responds unquestioningly to "investment offers" received in the mail. Recently he agreed to sell some real property for at least \$40,000 less than what it is worth in a transaction where the real estate agent represents both buyer and seller.	Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input checked="" type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input checked="" type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<b><u>SEE ADDITIONAL PAGES</u></b>	<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 5-15-14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 10 – Snavelly</b>

## Page 2

**Report of Attorney Bagdasarian for Conservatee filed on 03/07/2014** states he has reviewed the Petition for Appointment of Probate Conservator of the Person filed 01/28/2014, the Court Investigator Investigation to Establish Temporary Conservatorship, the Confidential Supplemental Information filed 01/28/2014, the Amended Petition for Appointment of Temporary Conservator of the Person and Estate filed 02/28/2014 and Amended Capacity Declaration. Attorney Bagdasarian has discussed the Petition with J. Stanley Teixeira, the Attorney for the proposed Conservators Brian Snavelly and Brad Snavelly.

Attorney Bagdasarian visited the proposed Conservatee on 03/03/2014 and discussed with him the matters raised in the Petitions for Appointment of the Probate Conservator of the Person and Estate. In speaking with the proposed Conservatee, he was extremely adamant that he did not feel that he required the conservatorship of the person and estate to be imposed upon him and asked that it be dismissed. Mr. Snavelly's son has now moved in with him and is providing the necessary care the he needs. Mr. Snavelly handles most to his own banking matters and property issues and wants to continue to do the same. While the capacity declaration indicated a mild dementia, Mr. Snavelly does not believe that should effect his ability to handle his own health issues and manage his assets.

**Court Investigator Julie Negrete filed a report and a supplemental report on 03/04/2014.**

		KEVIN S. CAMPBELL, beneficiary, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 4-9-14. As of 5-15-14, nothing further has been filed. The following issues remain:
		Petitioner states he is an income and principal beneficiary of <b>The Jerry W. Campbell and Billie J. Campbell Irrevocable Trust dated March 28, 1991.</b> The trust is irrevocable.	
Cont from 040914		Petitioner states <b>DAVID E. ASH</b> is the duly appointed and acting trustee. Petitioner states the trustee has not made any report of information whatsoever concerning the trust for the period starting with commencement of the trust on 3-28-91 until 8-3-00. For the period 8-3-00 until 2-1-09, the trustee provided incomplete and handwritten information (see attached copies). All of this incomplete and handwritten information is written so sloppily that it is difficult or impossible to comprehend. Moreover, because no information has been provided concerning the trust from 3-28-91 through 8-3-00, there is no context for understanding what little incomplete information has been provided.	1. Probate Code §17201 requires the petition to list <u>all persons entitled to notice</u> . Petitioner lists the other <u>living beneficiaries</u> ; however, need clarification: Does this list include <u>all persons entitled to notice</u> pursuant to §17203?  For example, it appears that according to the terms of the trust, spouses and issue of beneficiaries may also be entitled to notice. Some of the beneficiaries are deceased. Is anyone else entitled to notice?  2. Need dates of death per Local Rule 7.1.1.D. for: - Jerry W. Campbell (trustor) - Billie J. Campbell (trustor) - Randall Campbell (deceased beneficiary) - Ricky Campbell (deceased beneficiary) - Jennifer Campbell (deceased beneficiary)  3. The attached copy of the trust is blank at various pertinent sections, such as the amount initially transferred, the appointment of a trustee, the amount initially received by the trustee, and Schedule A. Need clarification: Is a complete copy of the trust available?  4. According to the terms of the trust, the trust was to be split into six <u>separate</u> trusts for each beneficiary upon the deaths of the trustors. However, Petitioner appears to be requesting accounting for the original trust since its inception through the present.  The Court may require clarification regarding the requested account period and for which trusts.  <u>SEE ADDITIONAL PAGES</u>
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order	Petitioner states that on or about 7-1-13 Petitioner delivered by facsimile a written request for information pursuant to Probate Code §§ 16062 and 16063. To date, the trustee has failed and refused to prepare and provide Petitioner with the requested account.  <b>Petitioner prays for an order:</b> 1) <b>Compelling David E. Ash as trustee to prepare and file with this Court an account of the trust since its commencement on 3-28-91, including copies of any and all documents that support, substantiate, or evidence any item set forth in the accounting;</b>  2) <b>Instructing David E. Ash to petition this Court for the settlement of the account and give notice of the hearing on the petition;</b>  3) <b>For such attorney fees and costs as may be allowable by law; and</b>  4) <b>For all other orders the Court deems proper.</b>	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc Reviewed on: 5-15-14 Updates: Recommendation: File 11 – Campbell



NEEDS/PROBLEMS/COMMENTS (Continued):

5. Probate Code §17000(b)(7)(B) allows petition under this section if the trustee has failed to provide the requested information within 60 days after the beneficiary's reasonable written request.

Petitioner states he faxed a request to the trustee on or about July 1, 2013, and to date the trustee has failed and refused to prepare and provide the requested account.

However, the copy of the letter at Exhibit C does not indicate any fax number or designation (i.e., "sent via facsimile") or fax confirmation data on the page, and Petitioner also does not indicate whether the communication was followed up via regular or certified mail, or telephone call, or whether he was able to confirm receipt of the fax.

Further, the copies of the ledger information provided by the trustee appear to be dated as late as November 2013, which is after the date of the request. This indicates that the copies may have been provided in response to the request.

If so, need clarification as to whether reasonable written request was made after receipt of the ledgers in response to the letters, providing time for response pursuant to Probate Code §17000(b)(7)(B).

6. The copy of the letter at Exhibit C is addressed to David Ash at an address on Locust Avenue; however, Notice of Hearing for this matter was sent to an address on Herndon Avenue. The Court may require clarification or continuance for proper notice.
7. The proposed order includes his filing costs and attorney fees in the amount of \$1,500.00. The Court may require an itemized declaration regarding the fees from the attorney.

**Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)**

<b>DOD: 03/06/2014</b>		<p><b>KAREN GREEN</b>, named executor/daughter without bond, is petitioner.</p> <p>Sole heir waives bond.</p> <p>Petitioner is a resident of Forney, Texas.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 07/30/2006 Codicil: 10/03/2013</p> <p>Residence: Orange Cove Publication: The Business Journal</p> <p><b>Estimated value of the Estate:</b></p> <table> <tr> <td>Personal property</td> <td>-</td> <td>\$23,800.00</td> </tr> <tr> <td>Real property</td> <td>-</td> <td>\$120,000.00</td> </tr> <tr> <td><b>Total</b></td> <td><b>-</b></td> <td><b>\$143,800.00</b></td> </tr> </table> <p>Probate Referee: Rick Smith</p>	Personal property	-	\$23,800.00	Real property	-	\$120,000.00	<b>Total</b>	<b>-</b>	<b>\$143,800.00</b>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Proposed personal representative is a resident of Texas. Probate Code §8571 states notwithstanding a waiver of bond, the court in its discretion may require a nonresident personal representative to give a bond in an amount determined by the court.</p> <p><b>Note: If the petition is granted status hearings will be set as follows:</b></p> <ul style="list-style-type: none"> <li>• <b>Wednesday, 10/15/2014 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <u>and</u></li> <li>• <b>Wednesday, 07/15/2015 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.</li> </ul> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
Personal property	-		\$23,800.00									
Real property	-		\$120,000.00									
<b>Total</b>	<b>-</b>		<b>\$143,800.00</b>									
<b>Cont. from</b>												
<input checked="" type="checkbox"/>	<b>Aff.Sub.Wit.</b>											
<input checked="" type="checkbox"/>	<b>Verified</b>											
	<b>Inventory</b>											
	<b>PTC</b>											
	<b>Not.Cred.</b>											
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>											
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>		w/									
<input checked="" type="checkbox"/>	<b>Aff.Pub.</b>											
	<b>Sp.Ntc.</b>											
	<b>Pers.Serv.</b>											
	<b>Conf. Screen</b>											
<input checked="" type="checkbox"/>	<b>Letters</b>											
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>											
	<b>Objections</b>											
	<b>Video Receipt</b>											
	<b>CI Report</b>											
	<b>9202</b>											
<input checked="" type="checkbox"/>	<b>Order</b>											
	<b>Aff. Posting</b>											
	<b>Status Rpt</b>											
	<b>UCCJEA</b>											
	<b>Citation</b>											
	<b>FTB Notice</b>											

<b>Reviewed by:</b> LV
<b>Reviewed on:</b> 05/19/2014
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 12 - Christian</b>

	<b>GERALD H. BLUM</b> , Father, was appointed Conservator of the Estate on 4-7-88.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need 8 <sup>th</sup> Account or written status report per local rules.  Status Report filed 5-19-14 states the account is substantially completed and will be filed either shortly before or shortly after the status hearing.
	The Conservator's 7 <sup>th</sup> Account was settled on 3-20-12.	
	On that date, the Court set this status hearing for the filing of the 8 <sup>th</sup> Account.	
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 5-19-14
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 13 - Blum</b>

	<b>PUBLIC ADMINISTRATOR</b> was appointed on the court's own motion as Successor Administrator on 7/31/13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>1.</b> Need petition to close the estate or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
<b>Cont. from 102913</b>	<b>JULIE FULCHER</b> , ex-wife, was appointed as Administrator with Full IAEA without bond on 8/23/11. Ms. Fulcher was removed and the Public Administrator appointed on 7/31/13.	
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: KT</b> <b>Reviewed on: 5/16/14</b> <b>Updates:</b> <b>Recommendation:</b> <b>File 14 – Fulcher</b>

**Petition for Termination of Guardianship**

<b>Age: 10</b>		<b>LAKEYSHA SINGLETON</b> , mother is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>KIMBERLY ANN BUSH</b> , maternal grandmother, was appointed guardian on 10/07/2013. Served by mail on 04/19/2014.	1. Petition is incomplete. Petitioner does not provide a reason why termination of the guardianship is in the best interest of the minor.
<b>Cont. from</b>		Father: <b>DETRICK SINGLETON</b>	2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination of Guardianship or consent and waiver of notice or declaration of due diligence for:
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Paternal grandfather: Not listed Paternal grandmother: Patricia Brown Maternal grandfather: Not listed	<ul style="list-style-type: none"> <li>• Detrick Singleton (Father)</li> <li>• Paternal Grandfather (Not Listed)</li> <li>• Patricia Brown (Paternal Grandfather)</li> <li>• Maternal Grandfather (Not Listed)</li> </ul>
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>	<b>Petitioner does not provide a reason why termination of the guardianship is in the best interest of the minor.</b>	
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>	<b>Petitioner does not provide a reason why termination of the guardianship is in the best interest of the minor.</b>	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	<b>Court Investigator Jennifer Daniel's report filed 05/14/2014.</b>	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input checked="" type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
<input type="checkbox"/>			

**Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820, 1821, 2680-2682)**

	<b>TEMP EXPIRES 5-21-14</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>ALICIA DIAZ-REYES</b> , Sister, is Petitioner and requests appointment as Conservator of the Person with medical consent powers.		<b>Court Investigator advised rights on 4-4-14.</b>
	<b>Voting rights affected</b>		<b>Voting rights affected</b> - Need minute order
	<b>A Capacity Declaration was attached to the petition.</b>		<b>Note:</b> It appears that all issues previously noted have been cured.
	<b>Petitioner states</b> the proposed Conservatee is diagnosed with Waardenberg Syndrome and SCA-2 and also suffers from seizures. When last tested, she functioned at the cognitive ability of a 5-6 year old child. The proposed Conservatee requires constant care and is never left alone. She is nonverbal but knows certain basic signs in American Sign Language. The proposed Conservatee attends high school special education in Fresno. She is considered severely developmentally delayed. Petitioner believes her cognitive abilities have decreased since her last assessment, which was several years ago.		
	<b>Court Investigator Samantha Henson filed a report on 4-9-14.</b>		
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 4-15-14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 16 – Duarte</b>

17 **Mellisse' & Mikayla Poole(GUARD/P)**  
 Atty Poole, Mary F (pro per – paternal grandmother/Petitioner)  
 Atty Perkins, Dianna L (pro per – paternal aunt/Petitioner)  
 Atty Wilson, Glenn R. (for Michelle Castillo – Mother)

Case No. 14CEPR00243

**Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

Mellisse', 14		<b>TEMPORARY DENIED ON 04/01/2014</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
Mikayla, 12			
		<b>MARY POOLE</b> , paternal grandmother, and <b>DIANNA PERKINS</b> , paternal aunt, are Petitioners.	1. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> <li>Veronica DeGunther (Maternal Grandmother)</li> </ul>
Cont. from		Father: <b>RALPH POOLE</b> – Consent & Waiver of Notice filed 03/19/14	
	Aff.Sub.Wit.	Mother: <b>MICHELLE POOLE CASTILLO</b> , personally served on 04/18/2014	
✓	Verified		
	Inventory	Paternal grandfather: DECEASED	
	PTC		
	Not.Cred.	Maternal grandfather: DECEASED Maternal grandmother: VERONICA DeGUNTHER	
✓	Notice of Hrg		
	Aff.Mail	Petitioners allege that the children live with their mother who is very volatile and has uncontrollable outbursts. The mother has made false statements to Mikayla to try to turn her against her father. Mikayla is in need of counseling from the problems created by her mother. Mellisse' has special needs that her mother is not meeting, including failing to seek adequate medical attention for her. Petitioners allege that the mother takes strong medications and is not supposed to drive with the children in the car, but she has been observed driving them nevertheless. Petitioners allege that the mother's behavior has escalated and is out of control and they believe a she needs a psychological evaluation. Petitioners allege that two very recent outbursts by the mother turned violent and there are police reports to substantiate the mother's behavior. Petitioners allege that there is an urgent need for guardianship to protect the minors from their mother.	
	Aff.Pub.		
	Sp.Ntc.	<b>Please see additional page</b>	
✓	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
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			<b>Reviewed by:</b> LV <b>Reviewed on:</b> 05/19/2014 <b>Updates:</b> <b>Recommendation:</b> <b>File 17 - Poole</b>

**Declaration of Michelle Castillo and Request for Dismissal of Guardianship Action or, Alternately, for Stay Pending Family Law Proceeding filed on 04/29/2014** states she is the respondent in a dissolution action regarding the minor children, the case #01CEFL06750. Mrs. Castillo's request for order regarding the issue of child custody and visitation is presently pending in the family law matter and is set to be heard concurrently with the hearing on the domestic violence restraining order which is schedule for 05/13/2014.

Mrs. Castillo states her request for domestic violence restraining orders was filed 03/06/2014. Based on her review of the Court docket for this matter, she was informed and believes that the petitioners filed their request for guardianship on 03/19/2014. Ms. Castillo states she has not been served with any pleadings.

Mrs. Castillo states that the petitioner, Mary F. Poole, has previously been joined as a party to the family law matter on 10/12/2005. Mary F. Poole was later dismissed a claimant in the family law action 10/31/2012. Based on the fact that Petition has previously sought joinder in this action, Ms. Castillo believes that Mrs. Poole is well aware of the Court's Local Rule, specifically, Fresno County Superior Court Local Rule 7.15.7, which provides:

**"Effect of other pending proceedings regarding the child** A petition for appointment of a guardian of a minor will not ordinarily be considered if any of the following circumstances exist:

- A. A matter involving custody of a child is presently pending in the Family Law Court. In such case, a petitioner seeking custody or visitation rights will be instructed to seek joinder in the family law proceeding and request relief from that court. Under emergency conditions, a temporary guardianship may be granted, but only if the child is already in the custody of the proposed guardian."

At the time the petitioner filed the within action, Melisse and Mikayla were both in Mrs. Castillo's care, custody and control. A Declaration Under Uniform Child Custody Jurisdiction Act which sets forth the residence addresses for the child has been filed concurrently with this declaration.

Based on the pendency of the current proceedings in the Family Law case 01CEFL06750 and the applicable provisions of the Fresno County Superior Court Local Rules, Mrs. Castillo requests that the Court dismiss this action in its entirety. In the even the Court is not inclined to dismiss this action, she requests that any and all further hearings on this matter be stayed pending the outcome of the presently pending family law proceedings.

**Court Investigator Julie Negrete's report filed 05/15/2014.**

**DSS Social Worker Irma Ramirez's report filed 05/19/2014.**



**Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

<b>NO TEMP REQUESTED</b>			<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need Confidential Guardian Screening Form GC-212 for Petitioner Dennis Kee, Sr.  2. Need completed Confidential Guardian Screening Form GC-212 for Petitioner Linda Kee. (The Confidential Guardian Screening Form filed 3-19-14 for Petitioner Linda Kee is incomplete at #1 - Social Security number, driver's license number, telephone, etc.).  3. Need Notice of Hearing.  4. Need proof of personal service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on the parents: - Dante Hatcher (Father) - Jasmin Kee (Mother)  5. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on the following relatives: - Paternal Grandfather - Paternal Grandmother  6. Need completed UCCJEA (Form GC-120). The UCCHEA filed 3-19-14 is incomplete and does not provide the minor's residence history for the past five years.
<b>DENNIS and LINDA KEE</b> , Maternal Grandparents, are Petitioners.  Father: <b>DANTE HATCHER</b> Mother: <b>JASMIN KEE</b>  Paternal Grandfather: Not listed Paternal Grandmother: Not listed  Siblings: Jeashun Kee, Desmond Hatcher			
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<b>Petitioners cite</b> "alcoholism" as the reason guardianship is necessary. Petitioners will look out for the safety of the child.  <b>Court Investigator Jennifer Daniel</b> filed a report on 5-14-14.			
Reviewed by: skc Reviewed on: 5-19-14 Updates: Recommendation: File 18 - Hatcher			

Pro Per	Hollins, Gilbert (Pro Per Petitioner, maternal grandfather)
Pro Per	Hollins, Denise (Pro Per Petitioner, maternal grandmother)

**Petition for Appointment of Temporary Guardian of the Person  
(Prob. C. 2250)**

<b>Age: 3 years</b>		<p align="center"><b>TEMPORARY GRANTED EX PARTE EXPIRES 5/21/2014</b></p> <p align="center"><u><b>General Hearing set for 7/7/2014</b></u></p> <p><b>DENISE HOLLINS and GILBERT HOLLINS</b>, maternal grandparents, are Petitioners.</p> <p>Father: <b>MARIO DEAN VICKS, JR.</b>; <i>personally served 5/14/2014.</i></p> <p>Mother: <b>DENISHA HOLLINS</b>; <i>personally served 5/10/2014.</i></p> <p>Paternal grandfather: <i>Deceased</i>  Paternal grandmother: <i>Kimya Cleveland; personally served 5/14/2014.</i></p> <p><b>Petitioners state</b> Mario has lived with them since his birth, and they have strongly bonded with him. Petitioners state they left the child with his mother on 4/28/2014 because she wanted to keep him that day, and when his grandfather (Petitioner Gilbert Hollins) went to check on the both of them, his mother was not there, the door was wide open with two men inside with Mario, and three men were outside the door, so Petitioner brought him home and said some things happened to Mario. Petitioners called CPS and the Fresno Police Department, and for Mario's safety he was placed in foster care overnight because his mother would not cooperate with the officers. Petitioners state the next day, CPS had a meeting with the mother, then CPS spoke with Petitioners, and told Petitioners they had to give Mario to his mother because no one has custody of Mario. Petitioners state Mario knows that he is not home, as the Petitioners' home is his home. Petitioners state Mario's father was in his life for about 2 months after he was born, then the mother stopped talking to his father in about 2010, and Mario has only seen his father <i>[on specified dates]</i> in the past few years.</p> <p align="center"><b>~Please see additional page~</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
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			<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 5/19/14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 19 - Hicks</b></p>

**Objection to Guardianship filed by MARIO DEAN VICKS, JR. on 5/15/2014 states:**

- The Petitioners state that he hasn't been in Mario's life when Mario was a baby;
- That is not true; he was there before he was born and after, doing the best that a young father could do;
- He admits that he had a drawback of immaturity when Mario was about 6 months and he wasn't acting responsible for his son, but after he did snap back into reality he started to make efforts to be in his son's life, and so far he has been to every one of Mario's birthdays and he had him for almost every holiday since Mario was a baby;
- Mario has also been spending time with him on the weekends, and with his other siblings as well;
- He is the best choice of who Mario should be with, and he believes every child should have their parents in their lives because he knows exactly what it's like not to have both;
- When he was around the same age as Mario, he was in foster care so when that incident happened to his son and he found out that Mario was taken from his mother by CPS and put in a foster home, it took him back and for him all he can remember is wanting his parents, so he knows what Mario must have been going through;
- He knows he would be best with him and his fiancé, who he has been with for 4 years and who has been very supportive in making sure his kids were in his life and him in theirs;
- When Mario is with he and his fiancé, Mario is in a stable home and is safe with his 2 step sisters and blood-related baby sister, with his own room and every else a kid should have;
- With his family's support, he has become a very well-respected father to his kids, including his 2 wonderful step-girls he has raised since they were 2 years and 8 months;
- Mainly because of the girls, he has become a better father towards his own over the years;
- Mario knows him and loves him, and he knows Mario does love and adore his grandparents, but he thinks the responsibility of raising Mario goes to him as Mario's parent unless evidence proves that both of them are unable to do so;
- He is very able to care for Mario and he and his fiancé do everything as a family, even when they want to go out by themselves they always bring their kids with them;
- He and his fiancé live in a housing program allowing them to have an affordable 3 bedroom apartment, and the in the program they both attend couple's counseling, parenting classes, and group classes; the program advisors also check on them twice a month with in-home visits and the apartment is a gated community with security cameras making it a safe environment for them;
- He and his fiancé buy Mario clothes, and made sure he had asthma medicine and got to the doctor when neither his grandparents or mother could;
- He hopes that his statements will show that he is qualified to be a good father and that he is the one that Mario should be with; the thanks the Court for its consideration of him
- Petitioner attached photos and 4 letters of character reference for the Court's consideration, including from Turning Point of Central California.

**Objection to Guardianship filed by KIMYA CLEVELAND, paternal grandmother, on 5/15/2014 states** Mario should be raised by his father rather than his grandparents; his father is a responsible parent and there is no reason why Mario should not be with his father if his mother is unable to care for him.

***~Please see additional page~***

**Petitioners filed on 5/19/2014 a Declaration** describing the events that took place with Mario after the Petitioners finally obtained custody of him on 5/9/2014 with their temporary Letters [granted ex parte], including Mario having severe throat pain and Petitioner taking him to the hospital on 5/10/2014 and his diagnosis was strep throat and Scarlet Fever; Mario telling Petitioners that his mother was dead and demonstrating as if someone was swinging and fighting to show them how she was killed; telling Petitioners that his mother was "a boy" and that the woman [Dominique Jetton] who his mother lives with told him not to eat any food at Petitioner's home; telling Petitioners that his mother made a dog lick his private parts and that his mother hurt him and his not his friend; and that his mother left him with the same man called "Uncle Pops" who had molested him and put a knife up to Mario and told him to "stay with your mama" and Mario was very frightened. Petitioners would like the Court to know these things that happened to Mario after CPS placed him back with his mother.

Pro Per Crawford, Jamie M. (Pro Per Petitioner, paternal grandmother)

**Petition for Appointment of Temporary Guardian of the Person  
(Prob. C. 2250)**

<b>Age: 7 years</b>		<p align="center"><b>TEMPORARY GRANTED EX PARTE EXPIRES 5/21/2014</b></p> <p align="center"><u><b>General Hearing set for 7/8/2014</b></u></p> <p><b>JAMIE M. CRAWFORD</b>, paternal grandmother, is Petitioner.</p> <p>Father: <b>TRAVIS A. STEMEN</b></p> <p>Mother: <b>SARAH MOORE</b></p> <p>Paternal grandfather: Carl D. Stemen</p> <p>Maternal grandfather: Unknown</p> <p>Maternal grandmother: Unknown</p> <p><b>Petitioner states</b> she needs immediate guardianship as the father was arrested on 5/6/2014, after a situation where the father, who has a history of drug addiction, became outraged and pushed Petitioner and grabbed Aaron by the ear, and during the father's arrest the police found drugs at a warehouse where he had been squatting. Petitioner states the mother suffers from mental illness and has a long history of drug addiction, and she has not been in the child's life since 2009 when she abandoned him. Petitioner states CPS strongly urged Petitioner to file this guardianship in order to protect the child, as the last time the mother saw the child she absconded with the child and returned him in filthy conditions.</p> <p><b>Petitioner filed on 5/8/2014</b> copies of school records; and a letter regarding the requests for at least 6 parent-teacher conferences to meet regarding concerns about the child's academic and emotional progress, which attempts were not successful.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need <i>Notice of Hearing</i>.</p> <p>2. Need proof of five (5) court days' notice by personal service of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian</i>, or <i>Consent to Appointment of Guardian and Waiver of Notice</i>, or a <i>Declaration of Due Diligence</i> for:</p> <ul style="list-style-type: none"> <li>• Sarah Moore, mother;</li> <li>• Travis A. Stemen, father.</li> </ul>	
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Reviewed by: LEG

Reviewed on: 5/19/14

Updates:

Recommendation:

File 20 - Steman